

**ALLEGED SHIPMENT:** Between the approximate dates of November 2, 1950, and December 6, 1951, from the State of Illinois into the States of Missouri, Nebraska, and Minnesota.

**LABEL, IN PART:** "Extra Cyrilla \* \* \* Virgin Imported Pure Olive Oil," "Italy Brand Table Oil Blend An Excellent Composition of Eighty Per Cent of Corn Oil and Twenty Per Cent of Imported Olive Oil," "Cyrilla Macaroni," and "Spaghetini \* \* \* Cyrilla."

**NATURE OF CHARGE:** Table and cooking oil. Adulteration, Section 402 (b) (1), a valuable constituent, olive oil, had been in whole or in part omitted from the article; and, Section 402 (b) (2), a product which contained little or no olive oil had been substituted for a blend of 80 percent of corn oil and 20 percent of olive oil, which the article was represented to be. Misbranding, Section 403 (a), the label statement "Twenty Per Cent of Imported Olive Oil" was false and misleading as applied to the article, which contained little or no olive oil; and, Section 403 (e) (2), a portion of the article failed to bear a label containing an accurate statement of the quantity of the contents since the label statement "1 Gallon" was inaccurate (this portion of the article was short in volume).

Olive oil. Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents since the label statement "1 Gallon" was inaccurate (the article was short in volume).

Macaroni and spaghetti. Adulteration, Section 402 (a) (3) the articles consisted in part of filthy substances by reason of the presence of insects, insect fragments, and rodent hair fragments; and, Section 402 (a) (4), the articles had been prepared under insanitary conditions whereby they may have become contaminated with filth.

**DISPOSITION:** October 30, 1952. The defendants having entered pleas of nolo contendere, the court imposed a fine of \$3,000, plus costs, against the defendants jointly.

**19839. Adulteration and misbranding of table and cooking oil. U. S. v. 45 Cans \* \* \*. (F. D. C. No. 33422. Sample Nos. 33233-L, 33234-L.)**

**LABEL FILED:** June 27, 1952, Eastern District of Michigan.

**ALLEGED SHIPMENT:** On or about February 11 and April 8, 1952, by Roma Macaroni Mfg. Co., Inc., from Chicago, Ill.

**PRODUCT:** 45 1-gallon cans of table and cooking oil at Detroit, Mich.

**LABEL, IN PART:** "Preston Brand Cooking Oil A Delicious Blend of 75% Corn Oil and 25% Pure Olive Oil Packed By Illinois Oil Packing & Distributing Company Chicago, Illinois."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, olive oil, had been in whole or in part omitted or abstracted from the article; and, Section 402 (b) (2), a mixture of corn oil and peanut oil with less than 25 percent olive oil had been substituted for a blend of 75 percent corn oil and 25 percent olive oil.

Misbranding, Section 403 (a), the label statement "A \* \* \* Blend of 75% Corn Oil and 25% \* \* \* Olive Oil" was false and misleading.

**DISPOSITION:** August 19, 1952. Default decree of condemnation. The court ordered that the product be delivered to a Federal institution for its use.